

LABEL, IN PART: "J. F. Garvey Peanola P. B. Made Especially For National Biscuit Co.," "Mrs. Kellogg's Institution Style Peach [or "Strawberry" or "Pinecot"] Preserves," "Glendale Brand Institution Style Pinecot Preserves," "Western Brand Institution Style Strawberry Preserves," "Garvey's Red Raspberry Jam," "Institution Style Apricot Jam," or "Clover Farm Brand * * * Pinecot Preserves."

NATURE OF CHARGE: Peanut butter. Adulteration, Section 402 (a) (3), the product consisted in part of a filthy substance by reason of the presence of rodent excreta, rodent hairs, and insect fragments.

Preserves. Misbranding, Section 403 (g) (1), the products purported to be and were represented as peach preserves, strawberry preserves, pineapple-apricot preserves, red raspberry jam, and apricot jam, foods for which definitions and standards have been prescribed by regulations, and these foods failed to conform to their respective standards since they contained less than 45 parts by weight of the various fruit ingredients to each 55 parts by weight of the optional saccharine ingredient, and the strawberry preserves contained artificial color, which is not a permitted optional ingredient.

DISPOSITION: June 2, 1952. Pleas of nolo contendere having been entered, the corporation was fined \$260 and the individual defendant \$65.

OILS AND FATS

19044. Adulteration and misbranding of table and cooking oil. U. S. v. 36 Cans
* * *. (F. D. C. No. 33127. Sample No. 33219-L.)

LABEL FILED: May 9, 1952, Eastern District of Michigan.

ALLEGED SHIPMENT: On or about March 12, 1951, by the V. Formusa Co., from Chicago, Ill.

PRODUCT: 36 1-gallon cans of table and cooking oil at Detroit, Mich.

LABEL, IN PART: "One Gallon Marconi Brand Contains 75% Cottonseed Oil 20% Olive Oil 5% Peanut Oil."

NATURE OF CHARGE: Adulteration, Section 402 (b) (1), a valuable constituent, olive oil, had been in whole or in part omitted or abstracted from the product; and, Section 402 (b) (2), a mixture of corn oil and peanut oil with little or no olive oil had been substituted for a blend of 75% cottonseed oil, 20% olive oil, and 5% peanut oil.

Misbranding, Section 403 (a), the label statement "Contains 75% Cottonseed Oil 20% Olive Oil" was false and misleading since the product contained no cottonseed oil and little, if any, olive oil.

DISPOSITION: July 8, 1952. Default decree of condemnation. The court ordered that the product be delivered to a Federal institution.

19045. Misbranding of olive oil. U. S. v. 75 Cans * * *. (F. D. C. No. 32978. Sample Nos. 6484-L, 6599-L.)

LABEL FILED: March 24, 1952, District of Maine.

ALLEGED SHIPMENT: On or about October 5, 1951, by A. Accardi Co., Inc., from Boston, Mass.

PRODUCT: 75 cans of olive oil at Portland, Maine.

LABEL, IN PART: "One Full Gallon Pure Imported Olive Oil."